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# Public Notice

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**Applicant:**  
Cayuga Marina

**Date:**  
**Published:** February 3, 2003  
**Expires:** March 4, 2003

**U.S. Army Corps  
of Engineers**

**In Reply Refer To:**

**Buffalo District CELRB-TD-R RE: 2003-00537(1) Section: NY 10 and 404**

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**Application for Permit under Authority of  
Section 10 of the Rivers and Harbors Act of 1899 and  
Section 404 of the Clean Water Act (33 U.S.C. 1344).**

Mr. Gary Phillip Goodnough dba Cayuga Marina, 3865 Rice Road, Scipio Center, New York 13147, has requested a Department of the Army permit to expand and improve an existing marina. The project is located at the Cayuga Marina, in Cayuga Lake, off of River Road, in the Town of Aurelius, Cayuga County, New York.

Specifically, the applicant is requesting a permit to:

1. Install rip rap along approximately 1,015 linear feet of the Cayuga Lake shoreline, marina entrance and boat basin for bank stabilization. The rip rap will be placed over geo-textile fabric. Approximately 825 cubic yards of rock will be placed below the Ordinary High Water (OHW) mark of Cayuga Lake (384.7 feet BCD) along 1,015 linear feet of bank. Note that approximately 130 linear feet of bank will be protected along the waterward side of the wetland to prevent further erosion, as the wetland has been eroding from wave action.
2. Install and maintain a dock system consisting of a mix of open pile and floating dock system in the lake, entrance and basin, as noted as areas 1-4 on the attached sheets.
  - a) Area 1 will consist of a 20 foot long by 7 foot wide open pile dock from shore, with a 90 foot long by 7 foot wide floating dock extension. These docks will support two 160 foot long by 3 foot wide floating docks to the south, with a total of five 30 foot long by 3 foot wide floating finger docks and fourteen 20 foot long by 3 foot wide floating finger docks.
  - b) Area 2 comprises of a floating dock system to the north of and supported by Area 1. It will support two 150 foot long by 3 foot wide floating docks, with a total of five 30 foot long by 3 foot wide floating finger docks, ten 20 foot long by 3 foot wide floating finger

docks, a 50 foot long by 6 foot wide floating terminal dock, and a 25 foot long by 6 foot wide floating terminal dock.

c) Area 3 includes the reconfiguration of an open pile dock system within the marina basin and entrance. Specifically, the applicant proposes to maintain and install open pile docks along the interior of the boat basin and marina entrance, as well as a 120 foot long dock in Cayuga Lake, for a total of 820 feet of open pile docks. In addition, nine 20 foot long by 3 foot wide open pile finger docks will be supported by the perimeter dock in the boat basin.

d) Area 4 consists of a 40 foot long by 3 foot wide open pile dock which will be installed from the north shore with a 75 foot long by 3 foot wide floating dock extension supporting four 20 foot long by 3 foot wide floating finger docks. In addition, a 120 foot long by 7 foot wide floating dock will be extended off the basin perimeter dock. It will support two 140 foot long by 3 foot wide floating docks, with four 30 foot long by 3 foot wide floating finger docks and ten 20 foot long by 3 foot wide floating finger docks.

3. Dredge approximately 2,900 cubic yards of silt from the Cayuga Lake shoreline, marina entrance, and marina basin to attain four foot depths for navigation around the docks and within the basin. Approximately 878 cubic yards will be removed from the entrance and basin, and 2018 cubic yards will be removed from the lake. The material will be disposed of at an upland location which has not yet been located.

4. Install a 50 foot long by 20 foot wide concrete boat launch over an existing crushed stone boat ramp of the same dimensions in the same location.

Note that Department of the Army permit number 96-101-0009 for the previous marina owner will be transferred to the applicant. This permit is valid until November 1, 2003, and authorizes the placement of 580 feet by 4 foot wide perimeter floating dock, a 150 foot long by 8 foot wide L-shaped floating dock, a 110 foot long by 4 foot wide floating dock, and 16 - 10 foot long by 2 foot wide cantilevered access ramps as shown on sheet 17 enclosed. The proposal discussed above will not be in addition to these docks, but rather as a reconfiguration of the existing marina. The original permit authorized the placement of rip rap and dredging within the marina basin; however, this portion of the permit has expired. In addition, the previous owner was cited for unauthorized fill in a wetland under the above referenced permit number. This issue has been resolved, as the wetland fills have been removed.

The applicant's stated purpose for the proposed project is to expand and improve an existing marina.

Location and details of the above described work are shown on the attached maps and drawings.

Questions pertaining to the work described in this notice should be directed to Margaret A. Crawford, who can be contacted by calling (315) 255-8090, or by e-mail at: [margaret.a.crawford@usace.army.mil](mailto:margaret.a.crawford@usace.army.mil)

The following authorization(s) may be required for this project:

Water Quality Certification (or waiver thereof) from the New York State Department of Environmental Conservation.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

In addition, available evidence indicates that the proposed work will not affect a species proposed or designated by the U.S. Department of the Interior as threatened or endangered, nor will it affect the critical habitat of any such species.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are received no later than 4:30 pm on the expiration date of this notice.

Comments should be sent to the U. S. Army Corps of Engineers, 7413 County House Road, Auburn, New York 13021, and should be marked to the attention of Margaret A. Crawford, or by e-mail at: [margaret.a.crawford@usace.army.mil](mailto:margaret.a.crawford@usace.army.mil). A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of issues or conflicting points of view (witnesses are not sworn and cross examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Paul G. Leuchner  
Chief, Regulatory Branch

NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for days from 30 days from the date of issuance.